

JACOB DUFFEE	§	
v.	§	CIVIL ACTION NO. 9:11CV174
BAKER PATTILLO, <i>et al.</i>	§	

The Report and Recommendation of the Magistrate Judge, which contain her findings, conclusions, and recommendation for the disposition of this case has been presented for consideration. The Report and Recommendation (document [#21](#)) recommends that Defendant's First Amended Motion to Dismiss (document [#14](#)) be granted, that Plaintiff's Motion for Summary Judgment (document [#15](#)) be denied, and that the complaint be dismissed with prejudice for failure to state a claim pursuant to Fed.R.Civ.P. 12(b)(6). No written objections have been filed. The Court therefore adopts the findings and conclusions of the Magistrate Judge as those of the Court.

ORDERED that Defendant's First Amended Motion to Dismiss (document [#14](#)) is **GRANTED**. It is further

Page 1 of 2

ORDERED that the complaint is **DISMISSED** with prejudice for failure to state a claim pursuant to Fed.R.Civ.P. 12(b)(6). Any motion not previously ruled on is **DENIED**.

So **ORDERED** and **SIGNED** this **16** day of **August, 2012**.

A handwritten signature in black ink, appearing to read "Ron Clark", is positioned above a horizontal line.

Ron Clark, United States District Judge